

RECEIVED
CENTRAL FAX CENTER

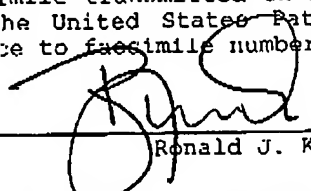
NOV 26 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/533,090 Confirmation No. 2293
Applicant : Norikazu TABATA et al.
Filed : April 29, 2005
TC/A.U. : 1609
Examiner : Paul W. Dickinson
Dkt. No. : IPE-055
Cust. No. : 20374

I hereby certify that this paper is being
facsimile transmitted on November 26, 2007,
to the United States Patent and Trademark
Office to facsimile number (571)273-8300.



Ronald J. Kubovcik

RESPONSE TO RESTRICTION REQUIREMENT DATED SEPTEMBER 24, 2007

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 26, 2007

Sir:

This paper is submitted in response to the Office Action dated September 24, 2007. A petition for a one-month extension of the response period is being filed concurrently herewith.

In the Action, restriction is required between:

(I) Claims 1 to 10, 34, 35, 37, and 40, identified in the Action as being directed to an embolization material having a water-swelling ratio of 30% and being biodegradable in a

P:\11-07\ipe-055-pto-rvsp-rest-req wpd

NOV 26 2007

U.S. Patent Appln. S.N. 10/533,090
RESPONSE TO RESTRICTION REQUIREMENT

PATENT

phosphate buffered saline of 37°C;

(II) Claims 11 to 18 and 38, identified in the Action as being directed to an embolization material which is composed of a water-insoluble polymer having a tensile modulus of a elasticity of a film of 1500 Mpa or less;

(III) Claims 19 to 33 and 39, identified in the Action as being directed to an embolization material which contains a water-insoluble polyethylene glycol copolymer;

(IV) Claims 36, 41 and 44, identified in the Action as being directed to an embolization method comprising injecting a solution containing the embolization material from group (I);

(V) Claim 42, identified in the Action as being directed to an embolization method comprising injecting a solution containing the embolization material from group (II); and

(VI) Claim 43, identified in the Action as being directed to an embolization method comprising injecting a solution containing the embolization material from group (III).

Applicants elect the subject matter of group (I), claims 1 to 10, 34, 35, 37 and 40, for prosecution in this application. This election is made without traverse with the understanding that the applicants' rights under 35 U.S.C. §§ 120 and 121 to the filing of a divisional application directed to the non-elected subject matter are retained.

U.S. Patent Appln. S.N. 10/533,090
RESPONSE TO RESTRICTION REQUIREMENT

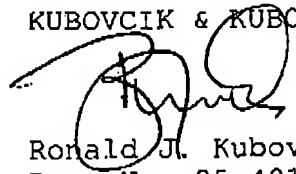
PATENT

The foregoing is believed to be a complete and proper response to the Office Action dated September 24, 2007. A favorable action on the merits of the elected subject matter is believed to be in order and is respectfully solicited.

In the event any fees are required, please also charge our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



Ronald J. Kubovcik
Reg. No. 25,401

Atty. Case No. IPE-055
The Farragut Building
Suite 710
900 17th Street, N.W.
Washington, D.C. 20006
Tel: (202) 887-9023
Fax: (202) 887-9093
RJK/JBF